GOVERNMENT OF INDIA
FINANCE
LOK SABHA

UNSTARRED QUESTION NO:988
ANSWERED ON:23.11.2001
BUNGLING BY PLANTATION COMPANIES
RATILAL KALIDAS VARMA

Will the Minister of FINANCE be pleased to state:

to reply given to Unstarred Question No.1883 on 9th March, 2001 regarding bungling by Plantation Companies and state:

(a) whether the properties of M/s. Anubhav Plantation Ltd. have been identified and sold:

(b) if so, the details thereof;

(c)if not, the reasons therefor;

(d) whether a Claims Commissioner has been appointed;

(e) whether M/s. Green Gold Agro-Development Ltd. and its other branches were to be wound up;

(f) if not, the action taken against them;

(g) whether these companies were to send an information to the investors within two months from the date of receipt of the intimation from SEBI; and

(h) if so, the reasons for delay in sending intimation by SEBI and the date on which they will intimate?

Answer

MINISTER OF STATE IN THE MINISTRY OF FINANCE (SHRI BALASAHEB VIKHE PATIL)

(a) to (c) The Securities & Exchange Board of India (SEBI) has intimated thatM/s. Anubhav Plantations Ltd. has been wound up by orders of the High Court dated 23.6.2000. The Official Liquidator, High Court, Chennai has beenappointed as liquidator for the company. The administrator appointed by the Court has intimated that the properties of the company are being identified and sold on the orders of the High Court and the sale prices are deposited into the account of the Official Liquidator, High Court, Chennai.

(d) No, Sir. The administrator appointed by the Court hasintimated that after all the saleable properties of the company are sold, the High Court will appoint a Claims Commissioner.

(e) & (f) M/s. Green Gold Agro-Development Ltd. had appliedto SEBI for grant of registration under the provisions ofthe SEBI (Collective Investment Schemes) Regulations, 1999. Since it did not fulfil the requirements of registration, its application was rejected and intimation to that effect was sent to it on February 2, 2001. Accordingly, in terms of the regulations, it was required to wind up its schemes and repay its investors.

Since it did not submit the prescribed report to SEBI regarding repayment to investors, SEBI passed an order under Section 11B of the SEBI Act, 1992 directing it to refund the money due to investors, with returns, as perthe terms of the offer, within a period of one month from the date of the order. Since it failed to comply with the said order, the following action has been taken:

The entity and its promoters, directors etc. have been debarred from operating in the capital market for a period of five years; the name of the entity has been referred to the State Government for initiation of civil/ criminal proceedings; necessary information has been sent to the Department of Company Affairs for initiation ofwinding up proceedings and the entity has also been referred for prosecution under the SEBI Act.

(g) Yes, Sir.

(h) SEBI has intimated that there was no delay on their part.